1. Record Nr. UNINA9910464502203321 Autore Liebman James Titolo The wrong Carlos: anatomy of a wrongful execution / / James S. Liebman [and five others]; Marc Cohen, cover design Pubbl/distr/stampa New York: ,: Columbia University Press, , 2014 ©2014 **ISBN** 0-231-53668-2 [Pilot project. eBook available to selected US libraries only] Edizione 1 online resource (447 p.) Descrizione fisica Disciplina 364.152/3092 Soggetti Trials (Murder) - Texas Capital punishment - Texas Judicial error - Texas Electronic books. Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Description based upon print version of record. Note generali Includes bibliographical references and index. Nota di bibliografia Nota di contenuto Front matter -- Contents -- Preface -- Acknowledgments -- Prologue -- Part I. The Death of Wanda Lopez -- Part II. The Lives of Carlos Hernandez -- Part III. The Prosecution of Carlos DeLuna -- Part IV. The Passion of Carlos DeLuna -- Part V. The Scars of Dina Ybañez --Epilogue -- Appendix. People -- Bibliography -- Index Sommario/riassunto In 1989, Texas executed Carlos DeLuna, a poor Hispanic man with childlike intelligence, for the murder of Wanda Lopez, a convenience store clerk. His execution passed unnoticed for years until a team of Columbia Law School faculty and students almost accidentally chose to investigate his case and found that DeLuna almost certainly was innocent. They discovered that no one had cared enough about either the defendant or the victim to make sure the real perpetrator was found. Everything that could go wrong in a criminal case did. This book documents DeLuna's conviction, which was based on a single, nighttime, cross-ethnic eyewitness identification with no corroborating forensic evidence. At his trial, DeLuna's defense, that another man

named Carlos had committed the crime, was not taken seriously. The lead prosecutor told the jury that the other Carlos, Carlos Hernandez, was a "phantom" of DeLuna's imagination. In upholding the death

penalty on appeal, both the state and federal courts concluded the same thing: Carlos Hernandez did not exist. The evidence the Columbia team uncovered reveals that Hernandez not only existed but was well known to the police and prosecutors. He had a long history of violent crimes similar to the one for which DeLuna was executed. Families of both Carloses mistook photos of each for the other, and Hernandez's violence continued after DeLuna was put to death. This book and its website (thewrongcarlos.net) reproduce law-enforcement, crime lab, lawyer, court, social service, media, and witness records, as well as court transcripts, photographs, radio traffic, and audio and videotaped interviews, documenting one of the most comprehensive investigations into a criminal case in U.S. history. The result is eye-opening yet may not be unusual. Faulty eyewitness testimony, shoddy legal representation, and prosecutorial misfeasance continue to put innocent people at risk of execution. The principal investigators conclude with novel suggestions for improving accuracy among the police, prosecutors, forensic scientists, and judges.